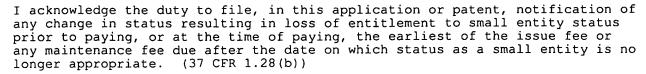
Attorney's Docket No. <u>15225-00041</u>
Applicant or Patentee: Thomas R. Winston, M.D., et al. Serial or Patent No.:
Filed or Issued: For: METHODS AND APPARATUS FOR GUIDING A GUIDE WIRE
VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN
I hereby declare that I am
<ul><li>[] the owner of the small business concern identified below:</li><li>[x] an official of the small business concern empowered to act on behalf of the concern identified below:</li></ul>
NAME OF CONCERN IntraLuminal Therapeutics, Inc.
ADDRESS OF CONCERN 6354 Corte Del Abeto, Suite A, Carlsbad, CA 92009, U.S.A.
I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control both.
I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled <a href="METHODS AND APPARATUS FOR GUIDING A GUIDE WIRE">METHODS AND APPARATUS FOR GUIDING A GUIDE WIRE</a> by inventor(s) <a href="Dr. Thomas R. Winston, et al.">Dr. Thomas R. Winston, et al.</a> , described in
<pre>[X] the specification filed herewith [] application serial no, filed [] patent no, issued</pre>
If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).
*NOTE: Separate verified statements are required for each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)
FULL NAMEADDRESS
[ ] Individual [ ] Small Business [ ] Nonprofit Concern Organization FULL NAME ADDRESS
[ ] Individual [ ] Small Business [ ] Nonprofit Concern Organization



I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Joh	n M. Neet		
TITLE OF PERSON OTHER THAN	OWNER Vice President, R	& D	
ADDRESS OF PERSON SIGNING	4311 Lloyd, Kansas City,	KS 66103	
SIGNATURE		DATE	

## **DECLARATION AND POWER OF ATTORNEY**

Attorney's Docket No.

15225-00041

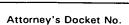
As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: METHODS AND APPARATUS FOR GUIDING A GUIDE WIRE, the specification of which:

(check	one)	[]	is attached hereto		
		[ ]	was filed onas Application Serial No and was amended on		
			and understand the contents of the above identifient referred to above.	fied specification, including the	
acknowledge tl with Title 37, Co			information which is material to the examination of ations $\S1.56$ (a).	f this application in accordance	
and, insofar as t application in the to disclose mate	he subject manner pr rial informa	matter of ovided by ation as d	Title 35, United States Code, §120 of any United S f each of the claims of this application is not discly the first paragraph of Title 35, United States Code, lefined in Title 37, Code of Federal Regulations, §1 and the national or PCT international filing date of the	osed in the prior United States, §112. I acknowledge the duty56(a) which occurred between	
Application Seria	erial No. Filing Date Status (patented, pending, abandor		ited, pending, abandoned)		
09/060,487		_	April 15, 1998 Pe	Pending	
hereby claim the below: Application Seria		ider Title - - - -	nu su	dditional provisional application mbers are listed on a pplemental iority sheet attached hereto.	
John S. Beu No. 42927); D. Odell (Reand Bruce E.	and transacher/ lick (Reg. Bruce T. g. No. 39 Burdick e 2600, 9	ct all busi . No. 33 . Atkins 9,532); I (Reg. N	d inventor, I hereby appoint the following attorney(s) iness in the Patent and Trademark Office connected (S.,338); Michael Tersillo; (Reg. No. 42,180); (Reg. No. 43,476); Alan L. Cassel (Reg. I Robert E. Slenker (45,112); Stephen R. Colo. 27,422) of Armstrong Teasdale LLP, Ois, MO 63102-2740;	therewith. (list name and ); Tara A. Nealey (Reg. No. 35,842); Elizabeth poper (Reg. No.42,437)	
John S. Beul Armstrong T One Metropo St. Louis, Me	easdale L olitan Squ	uare, Su	nite 2600	John S. Beulick 314/621-5070	





15225-00041

## **DECLARATION AND POWER OF ATTORNEY**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application and any patent issued thereon.

## SOLE OR FIRST INVENTOR: Full Name: Thomas R. Winston Signature: \_\_ Date: Residence: \_\_\_ Citizenship: \_U.S.A. Post Office Address: SECOND JOINT INVENTOR, IF ANY: Full Name: John M. Neet Date: Residence: Citizenship: U.S.A. Post Office Address: THIRD JOINT INVENTOR, IF ANY: Full Name: Nicholas Wolfe Residence: \_\_\_\_\_ Citizenship: U.S.A. Post Office Address: